

THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re	Patent	Application	of
-------	--------	-------------	----

Eric Aubay et al.

Group Art Unit: 1751

Application No.: 09/901,679 Filing Date:

July 11, 2001

Examiner: BRIAN P MRUK

Confirmation No.: 8975

Title: COMPOSITION BASED ON NANOPARTICLES OR A NANOLATEX OF POLYMERS FOR FABRIC

CARE

SUBMISSION OF TERMINAL DISCLAIMER

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

	,
Sir:	
Atta	ched please find an executed Terminal Disclaimer in connection with the application identified above
The req	uisite fee is \$\infty\$ \$55.00 (2814) \infty\$ \$110.00 (1814) .
	Charge to Deposit Account No. 02-4800 for the fee due.
×	A check in the amount of \$\frac{\$110.00}{}\$ is enclosed for the fee due.
	Charge to credit card. Form PTO-2038 is attached.
Thi	s paper is submitted in duplicate.
	Respectfully submitted,
	BURNS, DOANE, SWECKER & MATHIS, L.L.P.

P.O. Box 1404 Alexandria, Virginia 22313-1404 (703) 836-6620

Date: December 1, 2004

Registration No. 19,995

TERMINAL DISCLAIMER TO OBVIATE A PROVISIONAL DOUBLE PATENTING REJECTION OVER A PENDING SECOND APPLICATION

Docket Number (Optional)

022701-939

	In re Patent Application of: Eric Aubay et al.
`	Application No.: 09/901,679
	Filed: July 11, 2001
•	For: COMPOSITION BASED ON NANOPARTICLES OR A NANOLATEX OF POLYMERS FOR FABRIC CARE
DE	owner*, RHODIA CHIMIE, of
	second Application Number 10/362,455 , filed on July 30, 2003 , of any patent on the pending second application. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and any patent granted on the second application are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.
	In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 and 173 of any patent granted on the second application, as shortened by any terminal disclaimer filed prior to the patent grant, in the event that any such granted patent: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as shortened by any terminal disclaimer filed prior to its grant.
	Check either box 1 or 2 below, if appropriate.
	 For submissions on behalf of an organization (e.g., corporation, partnership, university, government agency, etc.), the undersigned is empowered to act on behalf of the organization.
	I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful statements may jeopardize the validity of the application or any patent issued thereon.
	2. The undersigned is an attorney or agent of record.
	December 1, 2004 Signature Date
40 (00 (0	· -
12/02/2	004 LWDNDIH1 00000039 09901679 Teresa Stanek Rea
02 FC:	814 110.00 0P Typed or printed name
	(703) 836-6620
	Telephone Number
	Terminal disclaimer fee under 37 CFR 1.20(d) is included.
	*Statement under 37 CFR 3.73(b) is required if terminal disclaimer is signed by the assignee (owner). Form PTO/SB/96 may be used for making this statement. See MPEP § 324.
1	•